

ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA  
DUBLIN DIVISION

FILED  
U.S. DISTRICT COURT  
AUGUSTA DIV.

2008 APR 30 P 12:32

CLERK *B. McCarthy*

JOHNNY RAY OGLE,

Plaintiff,

v.

CV 307-073

RALPH KEMP, Warden, Wheeler  
Correctional Facility, et al.,

Defendants.

**ORDER**

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which no objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, Plaintiff's due process and equal protection claims are **DISMISSED**, and Defendant Rozier is **DISMISSED** from this case.

SO ORDERED this 30th day of April, 2008, at Augusta, Georgia.

*[Signature]*  
UNITED STATES DISTRICT JUDGE